

REMARKS

Claims 1-41 are presently pending. The response filed on March 26, 2003 was alleged to be non-responsive for two reasons: the Sequence Rules were allegedly not complied with and the response to the double patenting rejection was allegedly non-responsive. Applicants address the issues below.

Sequence Listing

As the Examiner acknowledges and as explained in the previous response, the sequences depicted in Figure 2 (SEQ ID NO:2) and Figure 12 (SEQ ID NO:18) are single proteins, which are depicted in the Figures such that the three zinc fingers making up the single protein are aligned to one another. These Figures properly reference one sequence identifier that includes all amino acids shown in the drawing.

Furthermore, submitted herewith is a replacement Sequence Listing in which the typographical errors in SEQ ID NOs:2 and 18 have been corrected. Accordingly, Applicants have fully complied with the Sequence Rules and withdrawal of this objection is requested.

Obviousness-type Double Patenting

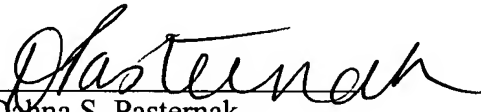
Examined claims 1-41 stand rejected under the judicially created doctrine of obviousness-type double patenting as allegedly unpatentable over the claims 1-26 of U.S. Patent No. 6,013,453. (Office Action, pages 12-13). Applicants believe that a double patenting rejection is improper because, pursuant to 35 U.S.C. § 251, a patent is to be reissued "for the unexpired part of the term of the original patent." Therefore, Applicants request clarification as to the need to file a Terminal Disclaimer. In the event the Examiner does not agree and provides Applicants with information to the contrary, Applicants will submit a Terminal Disclaimer as to pending claims 1-41.

CONCLUSION

Applicants respectfully submit that the claims are in condition for reissuance. If the Examiner notes any further matters which the Examiner believes may be expedited by a telephone interview, the Examiner is requested to contact the undersigned.

Respectfully submitted,

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By: 
Danna S. Pasternak
Registration No. 41,411
Attorney for Applicant

ROBINS & PASTERNAK LLP
1731 Embarcadero Road
Suite 230
Palo Alto, CA 94303
Tel.: (650) 493-3400
Fax: (650) 493-3440